

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled

BONE CEMENT MIXING APPARATUS HAVING IMPROVED GEARING ARRANGEMENT FOR DRIVING A MIXING BLADE, the specification of which

(check one) X is attached hereto.
 _____ was filed on _____ as
 United States Application Serial No. _____ or
 PCT International Application No. _____
 and was amended on _____
 (if applicable)

I hereby declare that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate on which priority is claimed (as listed below) and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) | | | Priority Claimed | |
|------------------------------|-----------|------------------------|------------------|-------|
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |

I hereby claim benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

| | |
|--------------------|-------------------------|
| <u>60/250,808</u> | <u>December 1, 2000</u> |
| Application Number | Filing Date |
| _____ | _____ |
| Application Number | Filing Date |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
|--------------------------|---------------|--|
| _____ | _____ | _____ |
| (Application Serial No.) | (Filing Date) | (Status)(Patented, Pending, Abandoned) |
| _____ | _____ | _____ |
| (Application Serial No.) | (Filing Date) | (Status)(Patented, Pending, Abandoned) |

10002045-111501

And I hereby appoint Paul J. Maginot, Registration No. 34,984, Bradford G. Addison, Registration No. 41,486, Harold C. Moore, Registration No. 37,892, Bruce J. Bowman, Registration No. 35,458, David M. Lockman, Registration No. 34,214, and Jeffrey D. Carter, Registration No. 37,795 as attorneys of record with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Please direct all communications regarding the application to:

Paul J. Maginot, Esq.
Maginot, Addison & Moore
111 Monument Circle, Suite 3000
Bank One Center/Tower
Indianapolis, Indiana 46204-5115
Telephone (317) 638-2922
Facsimile (317) 638-2139

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor Timothy G. Vendrely

Inventor's signature [Signature] Date: 10/30/01
Residence UNITED STATES OF AMERICA, 231 LAKELAND DR. WARSAW, IN 46580
Citizenship UNITED STATES OF AMERICA
Post Office Address 231 LAKELAND DRIVE, WARSAW, IN 46580

Full name of second inventor Jack F. Long

Inventor's signature [Signature] Date: 10/30/01
Residence 2814 E. EVERGREEN DRIVE, W. WARSAW, IN 46582
Citizenship UNITED STATES OF AMERICA
Post Office Address 2814 E. EVERGREEN DRIVE, W. WARSAW, IN 46582

Full name of third inventor Christopher Battles

Inventor's signature [Signature] Date: 01/10/02
Residence 1050 WINDSOR AVE, 3RD FLOOR, WEST HAVEN, CT, 06516
Citizenship UNITED STATES OF AMERICA
Post Office Address ALLOUTOWN, CT

Full name of fourth inventor Paul DeGese

Inventor's signature [Signature] Date: 11/9/01
Residence 68 WELLS HILL ROAD, EASTEN CT 06612
Citizenship UNITED STATES OF AMERICA
Post Office Address EASTEN CT, CENTER STREET

Full name of fifth inventor Barthelme

Inventor's signature [Signature] Date: 01/10/02
Residence UNION RD MONROE
Citizenship USA
Post Office Address MONROE TPK, MONROE CT

Full name of sixth inventor Sam Sackett
Inventor's signature Samuel J. Sackett Date: 10/30/01
Residence 15331 Powderhorn Rd., Ft. Wayne, IN 46814
Citizenship United States of America
Post Office Address 6013 Bluffton Rd, Fort Wayne, IN 46807

10002045 . 441501